

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11190 OF 2006

20.06.2006

Between:

Namburi Sathyanarayana, S/o.Madhava Rao

And others

... Petitioners

AND

The District Collector, Krishna District, Vijayawada

And others

... Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.11190 OF 2006

ORDER:

The petitioners have filed this writ petition on mere apprehension. They allege that they are owners of the land in survey Nos.269/3, 257/1, 252/1, 270/3, 258/2B, 258/5 and 257/4 of Tharakaturu Village of Guduru Mandal in Krishna District. This writ petition is filed seeking a writ of Mandamus declaring the action of the respondents in trying to acquire the petitioners' land without due process of law as illegal and arbitrary. The cause of action for filing the writ petition is the alleged visit by the respondents to the land and their attempts to acquire the land for providing houses to the poor persons under Indiramma Padhakam.

After getting instructions from his clients, learned Assistant Government Pleader for Revenue (General) submits that the writ petition is filed on mere apprehension. Be that as it is, needless to point out that unless and until appropriate procedure under law is followed, if the petitioners are true owners having valid title and the land does not belong to the Government, they cannot be dispossessed by adopting coercive methods. This observation would safeguard the interest of the petitioners.

The writ petition is accordingly disposed of. No costs.

(V.V.S.RAO, J)

June 20, 2006

YS